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PAGE 03/03

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U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE Under the Paparwork Reduction Act of 1995, no persons are required to respond to a callestion of information unless it centrains a valid QMB control number. Attorney Docket BH-4 **DECLARATION FOR UTILITY OR** Number First Named Inventor DESIGN HARROLD, ROBERT FLOURNOY PATENT APPLICATION COMPLETE IF KNOWN (37 CFR 1.63) Application Number 10/559099 Filing Date Declaration Declaration 06/02/2004 Submitted after initial Submitted OR Filing (surcharge (37 CFR 1.18 (e)) Art Unit With Initial Filing Examiner Name required) I hereby declare that: Each inventor's residence, mailing address, and citizenship are as stated below next to their name. I believe the inventor(s) named below to be the original and first inventor(s) of the subject matter which is claimed and for which a patent is sought on the invention entitled: METHOD AND APPARATUS FOR UNLOADING HOPPER CARS (Title of the Invention) the specification of which is attached hereto OR [✓ was filed on (MM/DD/YYYY) 06/02/2004 as United States Application Number or PCT International Application Number and was amended on (MM/DD/YYYY) (if applicable). I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment specifically referred to above. I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1,56, including for continuation-in-part applications, material information which became available between the filing date of the prior application and the national or PCT international filing date of the continuation-in-part application. I hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d) or (f), or 365(b) of any foreign application(s) for patent, inventor's or plant breeder's rights certificate(s), or 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application for patent, inventor's or plant breeder's rights certificate(s), or any PCT international application having a filing date before that of the application on which priority is claimed. **Prior Foreign Application** Foreign Filing Date Priority Cartifled Copy Attached? Country (MM/DD/YYYY) **Not Claimed** Number(e)

[Page 1 of 2]

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Additional foreign application numbers are listed on a supplemental priority data sheet PTO/\$B/02B attached hereto.

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Additional inventors or a legal representative are being named on the

supplemental sheet(s) PTO/SB/02A or 02LR attached hereto